

FILED

October 05, 2023

**United States Court of Appeals
for the Fifth Circuit**

BY:

klw

DEPUTY

No. 23-50668

BOOK PEOPLE, INCORPORATED; VBK, INCORPORATED, *doing business as* BLUE WILLOW BOOKSHOP; ASSOCIATION OF AMERICAN PUBLISHERS; AUTHORS GUILD, INCORPORATED; COMIC BOOK LEGAL DEFENSE FUND; AMERICAN BOOKSELLERS ASSOCIATION,

Plaintiffs—Appellees,

versus

MARTHA WONG, *in her official capacity as the Chair of the Texas State Library and Archives Commission;* KEVIN ELLIS, *in his official capacity the Chair of the Texas State Board of Education;* MIKE MORATH, *in his official capacity as the Commissioner of the Texas Education Agency,*

Defendants—Appellants.

Appeal from the United States District Court
for the Western District of Texas
USDC No. 1:23-CV-858 ADA

UNPUBLISHED ORDER

Before ELROD, HAYNES, and DOUGLAS, *Circuit Judges.*

PER CURIAM:

IT IS ORDERED that Appellants' opposed motion to stay the preliminary injunction pending appeal is CARRIED WITH THE CASE.

No. 23-50668

IT IS FURTHER ORDERED that the appeal is EXPEDITED to the next available oral argument panel. The administrative stay issued on September 25, 2023, continues in effect pending further order of the court.

United States Court of Appeals
FIFTH CIRCUIT
OFFICE OF THE CLERK

LYLE W. CAYCE
CLERK

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600 S. MAESTRI PLACE,
Suite 115
NEW ORLEANS, LA 70130

October 05, 2023

MEMORANDUM TO COUNSEL OR PARTIES LISTED BELOW:

No. 23-50668 Book People v. Wong
USDC No. 1:23-CV-858

Enclosed is an order entered in this case.

Sincerely,

LYLE W. CAYCE, Clerk



By: Casey A. Sullivan, Deputy Clerk
504-310-7642

Ms. Christina Cella
Mr. Philip Devlin
Mr. Michael Lambert
Ms. Lanora Christine Pettit
Ms. Laura Lee Prather
Ms. Catherine Lewis Robb

P.S. TO ALL COUNSEL: An expedited briefing schedule will issue under separate cover. Paper copies of all briefs will be due for filing immediately after electronic filing.